

**UNITED STATES DEPARTMENT OF JUSTICE  
OFFICE OF THE UNITED STATES TRUSTEE  
JUDY A. ROBBINS  
UNITED STATES TRUSTEE  
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**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
EL PASO DIVISION**

**IN RE:** §  
§  
§  
**LUDGATE INVESTMENTS, LLC** §  
§  
§  
**DEBTOR** §  
**CASE NO. 11-30654-HCM**  
**CHAPTER 11**  
**Hearing Date: None Requested**

## **MOTION OF THE UNITED STATES TRUSTEE TO DISMISS CASE**

**THIS PLEADING REQUESTS RELIEF THAT MAY BE ADVERSE  
TO YOUR INTERESTS.**

**IF NO TIMELY RESPONSE IS FILED WITHIN TWENTY-ONE  
(21) DAYS FROM THE DATE OF SERVICE, THE RELIEF  
REQUESTED HEREIN MAY BE GRANTED WITHOUT A  
HEARING BEING HELD.**

**A TIMELY FILED RESPONSE IS NECESSARY FOR A HEARING TO BE HELD.**

TO THE HONORABLE H. CHRISTOPHER MOTT  
UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, JUDY A. ROBBINS, THE UNITED STATES TRUSTEE for Region 7 ("UST"), through the undersigned counsel, pursuant to 11 U.S.C. § 1112 and Local Bankruptcy Rule 1002 and respectfully moves for an order dismissing the case and represents as follows:

1. This case was commenced upon the filing of a voluntary petition on April 5, 2011. The petition shows that the debtor was not represented by an attorney when the case was filed.

2. Local Bankruptcy Rule 1002 requires that non-individual debtors be represented by counsel with respect to all pleadings and hearings. It further states that petitions filed *pro se* by entities other than individuals may be dismissed *sua sponte*. Because the debtor does not currently have counsel, the debtor cannot act in this case, and the case should be dismissed.

3. In the event of dismissal, the UST requests that the order provide for payment of any quarterly fees owed to the UST and any noticing fees owed to the Clerk of the Bankruptcy Court at the time of dismissal of the case. 28 U.S.C. § 1930.

WHEREFORE, the UST prays that the Court enter an order dismissing the case and for any and all further relief as is equitable and just.

Respectfully submitted,

JUDY A. ROBBINS  
UNITED STATES TRUSTEE  
REGION 7

By: /s/Kevin M. Epstein  
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing MOTION OF THE UNITED STATES TRUSTEE TO DISMISS CASE, was served upon the parties on the attached service by United States Mail, first class, postage prepaid, and/or by electronic means for all Pacer system participants on this the 6th of April, 2011.

/s/ Kevin M. Epstein  
Kevin M. Epstein  
Trial Attorney

Label Matrix for local noticing

Ludgate Investments, LLC

U.S. BANKRUPTCY COURT

0542-3

105 Thoroughbred Ct.

P.O. BOX 971040

Case 11-30654-hcm

Santa Teresa, NM 88008-9130

EL PASO, TX 79997-1040

Western District of Texas

El Paso

Wed Apr 6 16:00:39 CDT 2011

Alex de La Cruz

Francisco J. Jayme

Lorenzo Hernandez

1141 Ranger "A"

1613 N. Zaragoza

1141 Ranger "B"

El Paso, TX 79907

El Paso, TX 79936-5815

El Paso, TX 79907

Pronto Mortgage

End of Label Matrix

3737 Gateway East

Mailable recipients

7

El Paso, TX 79903

United States Trustee - EP12

Bypassed recipients

0

U.S. Trustee's Office

Total

7

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